

Affidavit of Publication

STATE OF UTAH,
County of Salt Lake

ss.

CHRIS ANDERSON

NOTICE OF TENTATIVE APPROVAL
NO. ACT/049/005
DIVISION OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
IN AND FOR THE STATE OF UTAH

IN THE MATTER OF TENTATIVE APPROVAL OF THE MINING AND RECLAMATION PLAN PERMIT APPLICATION SUBMITTED BY INTERSTATE BRICK COMPANY, UTAH COUNTY, UTAH.

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTIONS 12 AND 13, TOWNSHIP 7 SOUTH, RANGE 1 WEST; AND SECTION 7, TOWNSHIP 7 SOUTH, RANGE 1 EAST, SLBM, UTAH COUNTY, UTAH.

Notice is hereby given that tentative approval was given by the Division of Oil, Gas and Mining, on September 26, 1986 to Interstate Brick Company to conduct surface mining operations in portions of sections 12 and 13, Township 7 South, Range 1 West and Section 7, Township 7 South, Range 1 East, SLBM, Utah County, Utah.

The name of the proposed mining operation is the Jim Gay Clay Mine and the person representing the company is Mr. Harvey P. Cahoon, President, 9780 South, 5200 West, West Jordan, Utah, 84084.

Interstate Brick Company has fulfilled obligations under the Utah Mined Land Reclamation Act of 1975 (Section 40-8, UCA 1953 as amended) with specific reference to Section 40-8-13 and will employ the following mining and reclamation techniques on approximately 50 acres of privately owned land.

During Operations:

1) No additional surface disturbance is proposed as future clay removal will occur within presently disturbed areas. Open pit mining of the clay seams will proceed along strike. Overburden will be ripped by bulldozer, backfilled into mined-out portions of the pit where practical, or placed on existing dumps. The clay will then be ripped by bulldozer, loaded into end-dump trucks and transported to on-site stockpiles.

Following Operations:

1) All disturbed areas, including roads and pads, which were constructed, upgraded or used for on-site operations will be reclaimed upon final termination of mining activities.

2) Overburden material will be stabilized and graded to a rounded configuration with slopes not exceeding 2:1 (H:V). All highwalls not specifically exempted by the Division will be rounded and graded to a 1:1 slope or less.

3) As topsoil was not stockpiled prior to the initial surface disturbance at this site, subsoil materials will serve as substitute topsoil medium for revegetation. Appropriate amendments will be utilized to supplement the subsoil upon final reclamation.

4) Standard agronomic practices will be used to prepare the seedbed for drill and/or broadcast seeding. Disturbed areas will be reclaimed with native vegetative species.

5) all equipment and extraneous debris will be removed from the minesite.

Any person or agency aggrieved by this tentative decision is hereby requested to submit written protest within thirty (30) days of the date of publication to the Division of Oil, Gas and Mining, 355 W. North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah, 84180-1203, setting forth factual reasons for his or her complaint, and thereafter, at a time and place to be established, appear before the Board of Oil, Gas and Mining to show cause, if any, why this mine plan should not be approved.

DATED this 26th day of September 1986.

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING
Marjorie L. Anderson
Administrative Assistant

C-50

Being first duly sworn, deposes and says that he/she is legal advertising clerk of THE SALT LAKE TRIBUNE, a daily newspaper printed in the English language with general circulation in Utah, and published in Salt Lake City, Salt Lake County, in the State of Utah, and of the DESERET NEWS, a daily newspaper printed in the English language with general circulation in Utah, and published in Salt Lake City, Salt Lake County, in the State of Utah.

That the legal notice of which a copy is attached hereto

NOTICE OF TENTATIVE APPROVAL #ACT/049/005

was published in said newspaper on

OCT 3, 1986

Legal Advertising Clerk

Subscribed and sworn to before me this 13th day of

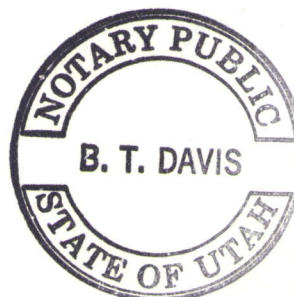
OCTOBER A.D. 19 86

B. J. Davis

Notary Public

My Commission Expires

MARCH 01, 1988



DIVISION OF
OIL, GAS & MINING

Proof of Publication

From
The Salt Lake Tribune
DESERET NEWS

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Attorney

Affidavit of Publication

ADM-358

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County of Salt Lake

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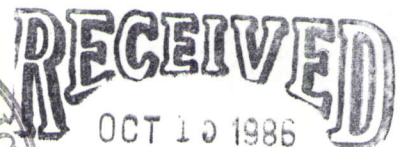
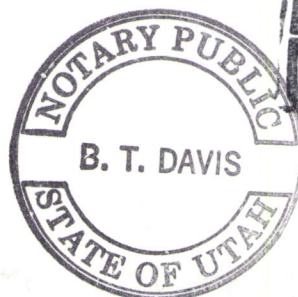
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